

601 KAR 9:160. Surrender or reactivation of vehicle title.

RELATES TO: KRS 186A.215(3), 186A.295

STATUTORY AUTHORITY: KRS 186A.020, 186A.215(4)

NECESSITY, FUNCTION, AND CONFORMITY: KRS 186A.020 authorizes the cabinet to promulgate administrative regulations necessary to carry out the provisions of KRS Chapter 186A. KRS 186A.215(4) authorizes the cabinet to promulgate an administrative regulation establishing the procedures for the transfer of a motor vehicle if the transferee fails to submit the required documentation to the county clerk. This administrative regulation establishes the procedures for the transfer of a motor vehicle if the transferee of the motor vehicle fails to submit the documentation as required by KRS 186A.215(3). This administrative regulation also establishes the procedures for a motor vehicle owner to reactivate a vehicle title that has been mistakenly surrendered.

Section 1. Transfer of Vehicle Ownership. (1) If the transferee of a motor vehicle fails to submit the documents required by KRS 186A.215(3) to a county clerk's office within fifteen (15) days, the transferor of the motor vehicle shall submit a signed and notarized TC Form 96-3, Affidavit of Incomplete Transfer, to his or her county clerk of residence.

(2) Upon receipt of a signed and notarized TC Form 96-3, Affidavit of Incomplete Transfer, a county clerk shall enter data into the titling system to surrender the title and restrict a registration transaction on the motor vehicle until the transfer has been processed.

Section 2. Reactivation of a Surrendered Title. (1) A vehicle owner who has mistakenly surrendered a vehicle title may apply to the county clerk for the reactivation of the title. The vehicle owner shall provide the following information to the county clerk's office:

- (a) Name of the vehicle owner;
- (b) Address of the vehicle owner;
- (c) Identification number or complete description of the vehicle; and
- (d) Reason why the title needs to be reactivated, including a statement of how the title was mistakenly surrendered.

(2) The Transportation Cabinet shall not reactivate a title surrendered pursuant to KRS 186A.295 unless the owner of record or his or her agent is the applicant for the reactivation.

Section 3. Incorporation by Reference. (1) "Affidavit of Incomplete Transfer", TC Form 96-3, revised December 2011, is incorporated by reference.

(2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Department of Vehicle Regulation, 200 Mero Street, Frankfort, Kentucky 40622. This material may also be obtained by accessing the cabinet's Web site at <http://transportation.ky.gov/>. (20 Ky.R. 2930; eff. 5-23-1994; 38 Ky.R. 1388; 1567; eff. 3-14-12.)